

DAVID L. ANDERSON (CABN 149604)
United States Attorney

HALLIE HOFFMAN (CABN 210020)
Chief, Criminal Division

ALEXANDRA SHEPARD (CABN 205143)
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102-3495
Telephone: (415) 436-6767
FAX: (415) 436-7234
alexandra.shepard@usdoj.gov

Attorneys for United States of America

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	CASE NO. 3:20-MJ-71726 MAG
)	
Plaintiff,)	STIPULATION AND PROPOSED ORDER
)	EXCLUDING RULE 5.1 AND SPEEDY TRIAL
v.)	TIME FROM FEBRUARY 1, 2021 TO MARCH 4,
)	2021
GAGE PASCOE,)	
)	
Defendant.)	
)	
)	

With the agreement of the parties, and with the consent of the defendant, the Court enters this order continuing the preliminary hearing date of February 1, 2021, at 10:30 a.m., to March 4, 2021, at 10:30 a.m. and documenting the defendant's waiver of the preliminary hearing date under Federal Rule of Criminal Procedure 5.1 and the exclusion of time under the Speedy Trial Act, 18 U.S.C. 3161(b). This Court previously agreed to continue the date of the preliminary hearing and to exclude time under the Speedy Trial Act through February 1, 2021.

STIPULATION AND [PROPOSED] ORDER

The parties agree, and the Court finds and holds, as follows:

1. The defendant is currently charged by criminal complaint. The defendant is not in custody, having been released on December 22, 2020.

2. The defendant agrees to an exclusion of time under the Speedy Trial Act, 18 U.S.C. 3161(h)(7)(A) & (B)(iv) to provide reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

3. The defendant waives the time limits of Federal Rule of Criminal Procedure 5.1 for preliminary hearing.

4. Counsel for the defense believes that postponing the preliminary hearing is in her client's best interest, and that it is not in her client's interest for the United States to indict the case during the timeline established in Rule 5.1.

5. The Court finds that, taking into the account the public interest in the prompt disposition of criminal cases, these grounds are good cause for extending the time limits for a preliminary hearing under Federal Rule of Criminal Procedure 5.1. Given these circumstances, the Court finds that the ends of justice served by excluding the period from February 1, 2021 through March 4, 2021, outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. 3161(h)(7)(A).

6. Accordingly, and with the consent of the defendant, the Court (1) continues the preliminary hearing date of February 1, 2021, at 10:30 a.m. to March 4, 2021, at 10:30 a.m. before the Honorable Laurel Beeler, and (2) orders that the period from February 1, 2021, through March 4, 2021 be excluded from the time period for preliminary hearings under Federal Rule of Criminal Procedure 5.1 and from Speedy Trial calculations under 18 U.S.C. 3161(h)(7)(A) & (B)(iv).

IT IS SO STIPULATED.

Dated: January 29, 2021

/S/
Elisse Larouche
Attorney for Defendant Gage Pascoe

Dated: January 29, 2021

/S/
Alexandra Shepard
Assistant United States Attorney

STIPULATION AND [PROPOSED] ORDER

1 IT IS SO ORDERED.

2 DATED: January 29, 2021



HONORABLE LAUREL BEELER
United States Magistrate Judge